

# California Medical Association



## NOTICES AND REPORTS

### Council Meeting Minutes

*Tentative Draft: Minutes of the 514th Meeting of the Council, San Francisco, Hyatt House, 18 September 1965.*

The meeting was called to order by Chairman Anderson in the Hyatt House, San Francisco International Airport, on Saturday, 18 September 1965, at 9:30 a.m.

#### *Roll Call*

Present were President Teall, President-Elect MacLaggan, Editor D. L. Wilbur, Speaker Quinn, Vice-Speaker Telford and Councilors Isenhour, Wilson, Melone, Gooel, Bullock, O'Connor, Ham, Rogers, Maguire, Burnett, R. S. Wilbur, Miller, Watts, Fenlon, Anderson, Yant, Grunigen and Doyle. Absent for cause, Secretary Hosmer, Councilors Todd, Taw and Kaiser.

A quorum present and acting.

Present by invitation were Messrs. Hunton, Thomas, Clancy, Collins, Whelan, Miller, Clark, Klutch, Moreillon, Edwards, Bowman and Goldman, and Mmes. Griffith and Redfern of CMA staff; Messrs. Hassard and Huber of legal counsel; Messrs. Read, Salisbury, Putnam and Brown of the Public Health League; component society executives Rideout of Butte-Glenn, Baker of Los Angeles, Colvin of Monterey, Bannister of Orange, Walters of Riverside, Dochterman of Sacramento, Donmyer of San Bernardino, Neick of San Francisco, Marvin of Santa Barbara, Wood of San

Mateo, Donovan and Pearce of Santa Clara, and York of Sonoma; Doctor Malcolm Merrill, state director of public health; Doctor Lester McDonald, medical director of the State Department of Social Welfare; Doctor William Thompson board chairman, and Messrs. Paolini, Babb, O'Dea, Nyron and Wahlberg of California Physicians' Service; Doctor Robert Radl of the State Department of Employment; Doctor Richard Young of the State Department of Rehabilitation; component society officers Edgar Wayburn of San Francisco, William Larsen and Howard Lindsey of San Mateo, Carl Goetsch of Alameda-Contra Costa and Ira Degenhart of Marin; Mr. Mark Berke of the California Hospital Association; Doctors Pierre Salmon, William O. Reinhardt and others.

#### *1. Minutes for Approval*

On motion duly made and seconded, minutes of the 513th Council meeting, held 7 August 1965, were approved.

#### *2. Membership*

(a) A report of membership as of 15 September 1965, was presented and ordered filed.

(b) On motion duly made and seconded, 32 delinquent members whose dues had been received were voted reinstatement.

(c) On motion duly made and seconded in each instance, five applicants were voted election to Associate Membership. These were: Rosemarie Lenel, Alameda-Contra Costa County; Luis Quan, Orange County; Savelly B. Chirman, Santa Barbara County; David N. Cook, Santa Clara County; Edward C. Halley, Santa Cruz County.

(d) On motion duly made and seconded in each

instance, six applicants were elected to Retired Membership. These were: Edward Kupka, Alameda-Contra Costa County; G. Burch Mehlin, San Diego County; Fred S. Bruckman, Otto H. Pflueger, Harry A. Wycoff, San Francisco County; John F. Skelly, Santa Cruz County.

(e) On motion duly made and seconded, six members were voted a reduction of dues for reasons of illness or postgraduate study.

### 3. American Medical Association

Discussion was held on the special meeting of the House of Delegates of the American Medical Association to be held 2 and 3 October in Chicago. The need of a full representation of California delegates was agreed upon.

**ACTION:** *Voted to assure a full representation of California Delegates but not to send Alternate Delegates unless their corresponding Delegates were unable to attend. All Delegates are to be polled to assure their presence for both days of the meeting.*

### 4. Adverse Drug Reactions

Doctor Norman De Nosaquo, director of the Adverse Drug Reaction Registry of the American Medical Association, outlined the program of this department and urged the reporting of all reactions by practicing physicians.

### 5. Report of the President

President Teall reported on recent visits he had made to component societies and other gatherings.

Doctor Teall also discussed the implication of the Medicare legislation, Public Law 89-97 and reported on the activities of the Task Force established to review this legislation.

**ACTION:** *Voted to approve in principle the outline of responsibilities of a Utilization Committee, as set forth by the Task Force. This statement reads:*

A utilization committee should be organized and directed to consider the medical aspects of a case, not the economic aspects. It should ordinarily be a post-audit review patterned after existing tissue and record committees. Whenever feasible, it should be composed only of physician members of a hospital medical staff and responsible only to the medical staff and governing board of the hospital. County medical societies should be urged to coordinate the activities of utilization committees in their areas.

In regard to fees to be allowed under Public Law 89-97, the Task Force presented a statement which it urged be adopted as the policy of the Association. This statement reads:

The official position of the California Medical Association in discussions with the government and carriers will be to have them accept as the reasonable charge of a

physician the usual and customary fee as that has been defined by the California Medical Association. Since the term "prevailing fee" may have a different meaning, CMA should urge the adoption of the concept of usual and customary fees as being the reasonable charge in California.

**ACTION:** *Above statement adopted as the policy of the Association.*

### 6. Report of President-Elect

President-Elect MacLaggan reported on county society and other visits he had made, including a Department of Public Health meeting on the "DeBakey Program" now before the Congress at presidential request. Changes in the legislation have made the program more palatable to physicians, he stated. Doctor MacLaggan also reported on the formation of the California Coordinating Committee for the implementation of the recommendations of the President's Commission on Heart Disease, Cancer and Stroke and stated that the Association would cooperate in the early planning stages through the use of funds from the Bureau of Research and Planning.

**ACTION:** *Approved Doctors Teall, MacLaggan, Sherman and Mr. Klutch as CMA representatives on DeBakey Committee.*

### 7. Medical School Deans

Doctor William O. Reinhardt, dean of the University of California medical school, reported that in 1966 the school year will be organized on a quarterly basis and that additional opportunities for students in the form of clinical clerkships and other training areas will be developed.

### 8. State Department of Social Welfare

Doctor Lester McDonald, medical director of the State Department of Social Welfare, reported that Mr. Jack Wedemyer, director of the department, and several associates had spent a week's time in Washington, learning details of the proposed operations of Public Law 89-97.

### 9. State Department of Mental Hygiene

Doctor James V. Lowry, director of the State Department of Mental Hygiene, reported that first admissions to state mental hospitals had decreased 10 per cent in number in the past five years, during which period the state's population had increased from 15½ to 18½ million. The daily census of state hospitals in this period has decreased 34 per cent.

Doctor Lowry also reported on two deaths in state hospitals from meningitis and a third case

now under treatment. Cultures have been taken from other patients and staff members in the hospitals where these cases have appeared. Close cooperation with State Department of Public Health was noted.

#### 10. *California Association of Nursing Homes, Sanitariums, etc.*

Doctor Pierre Salmon, chairman of the Committee on Health Care of the Aging, presented a report which had been reviewed by the Commission on Community Health Services and recommended by it for approval and publication. The report recommended that under county medical society sponsorship there be organized a medical staff equivalent organization to serve the nursing homes and other long-term care facilities in each community, that there be utilization and other committees to serve these institutions and that medical, nursing home and public interests be given representation on various committees.

**ACTION:** *Report of Committee for Health Care of the Aging adopted as presented, including the guidelines in "The Physician and the Long-Term Care Facilities."*

#### 11. *California Hospital Association*

Mr. Mark Berke, president-elect of the California Hospital Association, reported that his organization has formed a committee on Medicare and hopes to have this committee meet with a counterpart committee of the CMA.

Mr. Berke was commended by the chairman on his recent election as a trustee of the American Hospital Association.

#### 12. *California Physicians' Service*

Doctor William H. Thompson, board chairman of California Physicians' Service, reported that CPS has taken the initial steps to qualify as an administrator under Public Law 89-97. He also reported that the group of state employees which had been covered under the J schedule of fees had been denied a renewal of that contract and that the group is now covered under D and H fee schedules.

In regard to contract negotiations with the steelworkers, under a national Blue Shield coverage, CPS seeks policy determination by CMA on the concept of usual and customary fees as the prevailing fees for medical services.

**ACTION:** *Voted to refer to the CPS Liaison Committee the question of evolution of a prevailing fee concept and procedures to be followed under such.*

#### 13. *Department of Public Health*

Doctor Malcolm Merrill, director of the State Department of Public Health, gave a progress report on new responsibilities given the department under recent legislative acts. Fields to be covered will include alcoholism, PKU testing, mental retardation diagnosis and treatment centers, residential care for the mentally handicapped but physically able and the handling of draft rejectees.

Doctor Merrill also reported on an outbreak of typhoid fever in Madera County, which, coming on top of an epidemic of waterborne disease in Riverside county, has called for a statewide evaluation of drinking water supplies.

Chairman Anderson called the Council's attention to the fact that Doctor Merrill has resigned his state post in order to accept the post of coordinator of medical programs under the Department of State's AID programs. In recognition of Doctor Merrill's long tenure in state public health and his consistent cooperation with the Association, he was presented with a memorial plaque.

**ACTION:** *Voted to adjourn today's meeting in honor of Doctor Malcolm Merrill and his long period of cooperation with the California Medical Association.*

**ACTION:** *Voted to recommend to House of Delegates the election of Doctor Malcolm Merrill as an Honorary member of the California Medical Association.*

#### 14. *Commission on Hospital Affairs*

Doctor Joseph Telford, in behalf of Doctor Bert Halter, chairman of the Commission on Hospital Affairs, reported on a meeting with a committee of the California Hospital Association, at which discussion was held on the advisability of entering into an agreement to participate in a pilot study, through data processing, on various facets of hospital planning. A federal grant of \$10,000 would be available if matched by an equal amount contributed by the CHA and CMA. A motion to contribute \$5,000 for this purpose was made and seconded but not acted upon.

**ACTION:** *A substitute motion, to defer action on this proposal to the next meeting and to refer the matter to the Bureau of Research & Planning for study and report, was adopted.*

#### 15. *American Medical Association*

Doctor Dwight L. Wilbur, a Trustee of the AMA, outlined the program envisioned for the meeting called for 1 October 1965, on Public Law 89-97. He urged that the CMA adopt a positive program on this legislation, that it cooperate with

the AMA in facing the new law and that cooperation also be given the AMA in regard to the proposed legislation on heart disease, cancer and stroke. Doctor Wilbur also urged that sound candidates for federal office be sought and supported in the 1966 elections.

#### 16. *California Medicine*

Council acceptance of institutional advertising of the California Wine Advisory Board was requested. It was pointed out that CALIFORNIA MEDICINE now furnishes advertising representation to state medical journals in the other 11 western states and that this campaign was offered to the journals of these states.

**ACTION:** *Advertising of the California Wine Advisory Board voted approval for publication in California Medicine.*

#### 17. *Committee on Committees*

Chairman MacLaggan of the Committee on Committees presented a list of nominees to fill various committees. This list is attached and made a part of these minutes.

**ACTION:** *Committee appointments as presented approved.*

#### 18. *Bureau of Research & Planning*

Reporting for Doctor Sherman, Mr. Klutch presented a bureau study on the Effect of Medical Discipline on Physicians' Practice.

**ACTION:** *Study approved for distribution to component societies and to the State Board of Medical Examiners.*

Mr. Klutch also listed several organizations which have requested copies of the second report of the Committee to Study the Role of Medicine in Society.

**ACTION:** *Distribution of reports to above organizations approved.*

#### 19. *Committee on Legislation*

Mr. Ben Read of the Public Health League of California reported that the Committee on Legislation had requested staff members to meet with the legislative committees of the component societies and these meetings are under way. He also reported that the interim committees of the State Assembly had been named but no program of meetings yet announced; the interim committees of the State Senate have not yet been announced.

Mr. Read also reported that the special session of the Legislature, to discuss redistricting of the

Legislature and the Casey Bill would convene on 20 September.

#### 20. *Ad Hoc Committee on Workmen's Compensation*

Chairman Anderson, vice-chairman Miller assuming the chair, reported that the chairman of the Industrial Accident Commission had requested nominees in several fields of medical practice to serve as members of the Medical Advisory Committee of the commission. He listed the following names as nominations he had already proposed and stated that further nominations may be made if desired: Rutherford T. Johnstone, Occupational Medicine, General Preventive Medicine; Allen Jay Enelow, Psychiatry; Thomas Gucker, III, Orthopedic Surgery; Edgar Rosen, Internal Medicine; John C. Wilson, Jr., Orthopedic Surgery; Howard A. Brown, Neurological Surgery; Robert S. Hockwald, Internal Medicine; Clinton H. Thienes, Occupational Medicine; Knox H. Finley, Psychiatry; Vernon L. Nickel, Orthopedic Surgery; George C. Griffith, Cardiovascular Disease; Francis E. West, Orthopedic Surgery; William A. Newsom, Neurological Surgery; Gregory C. Murray, General Surgery, Plastic Surgery.

**ACTION:** *Nominees as presented approved.*

Doctor Anderson also outlined a proposed questionnaire to be sent out by the CMA to physicians as a means of determining their interest in treating workmen's compensation cases and their willingness to serve as independent medical examiners. These questionnaires would be returned to the component societies, which could then review the qualifications submitted by the respondents.

**ACTION:** *Procedures as outlined by Doctor Anderson approved.*

#### 21. *Ad Hoc Committee on Medical Libraries*

Doctor Miller, chairman of the ad hoc Committee on Medical Libraries, reported that the committee has voted to reaffirm the medical library contribution in the current budget, had agreed to study two legislative bills now before the Congress to provide financial assistance to medical libraries and asked that the Council appoint a special committee to study the implications of these proposals and, if the measures are passed, to develop their implementation for medical libraries in California.

**ACTION:** *Committee recommendation approved; Committee on Committees to name committee to study library support measures and propose implementation procedures.*

## 22. *Commission on Community Health Services*

Doctor Kay, chairman of the Commission on Community Health Services, reported that the current "Health Tip" on babysitting, together with kits of forms to be used by parents, babysitters and babysitters' parents, had struck a responsive chord and that requests for the kit materials had been arriving at a rapid rate.

Doctor Kay also reported that the commission had voted to contribute, out of its budgeted funds, the amount of \$700 to assist in the staging of a reception for guests attending a conference on air pollution sponsored by the AMA and the Los Angeles County Medical Association in March 1966.

## 23. *Legal Department*

Mr. Hassard reported that the state insurance commissioner had denied a permit to an out-of-state insurance carrier which had sought to issue policies in California to provide blood insurance. The proposed contract had been opposed by the blood banks on the state.

Mr. Hassard also reported on court decisions in Missouri and New York, in which widely varying opinions had been issued by trial courts concerning the rights of former osteopathic physicians and surgeons who have obtained Doctor of Medicine degrees in California in seeking hospital staff status.

## 24. *Medical Staff Surveys*

Mr. Goldman reported that 200 medical staffs of hospitals in 22 counties have been surveyed to date and that 103 of these have been granted full approval and 38 provisional approval. In the coming year it is hoped to complete an additional 130 surveys. About 90 per cent of the hospitals in areas where future surveys are scheduled have signified their wish to be surveyed.

## *Time and Place of Next Meeting*

The chair announced that the next meeting would be held at the Airport Marina Hotel, Los Angeles on 30-31 October 1965.

## *Adjournment*

There being no further business to come before it, the meeting was adjourned at 4:05 p.m.

CARL E. ANDERSON, M.D., *Chairman*  
JOHN HUNTON, *Acting Secretary*

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## *Committee on Committees—Report to the Council, 18 September 1965.*

1. *Statewide Hospitals & Related Health Facilities and Services Planning Committee*—Six physicians were designated to be nominated for the two practicing physicians positions on this Committee. A vote seconding the nomination of Mr. Charles Abbott of Southern California Blue Cross to be representative of prepayment of health insurance programs on the Committee.

2. *Committee on Rural Health*—Doctor Franklin L. Murphy of Oroville was nominated.

3. *Veterans Board*—Doctor Robert S. Leake of Sacramento was recommended as a nomination for position of practicing physician on this Board.

4. *Committee on Disaster Medical Care*—Doctors Robert S. Johnson of Chico and Stephen Bruni of Fresno, both Regional Medical and Health Chiefs of the California Disaster Office were nominated as Consultants to this Committee.

5. *Liaison Committee to CMAA*—Doctors Richard H. Schug of Long Beach and Judith D. Smith of Vallejo were nominated to this Committee.

6. *Subcommittee on Venereal Disease*—Doctor Horrace F. Sharrocks was designated as Chairman to this Committee and Doctor Irwin Braff of San Francisco was designated as consultant.

7. *Ad Hoc Committee on Renal Dialysis Centers*—The following physicians were nominated to this Committee: Frank A. Gotch, San Francisco; Ralph Goldman, Morton H. Maxwell (chairman), Telfer B. Reynolds, Los Angeles; Allan M. Unger, San Francisco.